IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE EIGHTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 2053 of 2005

Between:

P.Venkatakrishnaiah, S/o.Venkataiah,
Tarunaval post, Sangam Mandal, Nellore District.

..... PETITIONER

AND

1. The Regional Manager,

   A.P.State Road Transport Corporation,
   Nellore, Nellore District.
2. The Regional Transport Authority,

   Nellore, Nellore District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction more particularly one in the nature of writ of Mandamus declaring the action of the first respondent in refusing to conduct interview of the petitioner for the post of Driver in A.P.S.R.T.C. accordingly to his qualification and performance on the ground that his father's name was mentioned as chinna venkataiah in driving license instead of Venkataiah and also direct the first respondent to interview petitioner on or before 9-2-2005 till which time the interview shall go on as well as the action of the 2nd respondent in not carrying out the correction of petitioner's father's name as venkataiah in

place of China Venkataiah mentioned in the petitioner's driving license as the same is illegal arbitrary and consequently direct the first respondent to conduct interview of the petitioner without raising issue of his father's name as china venkataiah in driving licence issued by the 2nd respondent and pass such other order or orders as this Hon'ble court deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.V.NARAYANA REDDY

Counsel for the Respondents: MR.R.N.REDDY

The Court, at the admission stage, made the following :

THE HONOURABLE SRI JUSTICE K.C.BHANU

WRIT PETITION NO : 2053 of 2005

ORDER:

This writ petition has been filed to declare the action of the 1st respondent-Regional Manager in refusing to conduct interview of the petitioner for the post of Driver in AP State Road Transport Corporation on the ground that his father's name was mentioned in his driving licence as 'Chinna Venkataiah instead of 'Venkataiah', as illegal and arbitrary.

2. Heard the learned counsel for the petitioner and the learned standing counsel for the respondent-Corporation.

3. It is a matter of record that the petitioner filed an application for the post of 'Driver' along with number of documents viz., Secondary School Certificate, Election Identity Card issued by the Election Commission of India, Voters' List, Transfer Certificate, Income Certificate, and also Nativity Certificate to show the correct name of his father as 'Venkataiah' and even as shown from the application of the petitioner, it would clearly indicate that his father's name is only 'Venkataiah' but not 'China Venkataiah'. But, however, the respondents refused the petitioner to participate in the interview on the sole ground that his father's name was mentioned as 'Chinna Venkataiah' in the driving licence. Ultimately which led the petitioner to file the present writ petition rebutting the action of the respondents.

4 . Inasmuch the petitioner adjured this Court only to permit him to participate in the interview, I feel it consider that the petitioner can be permitted to participate in the interview subject to the verification, proof and subject to get clarification from the competent authority-2nd respondent-Regional Transport Authority, Nellore.

5 . Accordingly, the writ petition is allowed, directing the 1st respondent-Regional Manager, AP State Road Transport Corporation, Nellore, to allow the petitioner for the interview to be held on 09-02-2005 for the post of 'Driver' in AP State Road Transport Corporation. It is made clear that this order will not confer any right to the petitioner for the appointment.

February 8, 2005

Kvr

To

1. The Regional Manager,

   A.P.State Road Transport Corporation,
   Nellore, Nellore District.

2 The Regional Transport Authority,

   Nellore, Nellore District.

3 2 C.D copies.